

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division

GOLDEN BETHUNE-HILL, et al.,)	
)	
Plaintiffs,)	
)	
v.)	
)	
VIRGINIA STATE BOARD OF)	Civil Action No. 3:14-cv-00852-REP-AWA-
ELECTIONS, et al.,)	BMK
)	
Defendants,)	
and)	
)	
WILLIAM J. HOWELL, SPEAKER OF)	
THE HOUSE OF DELEGATES, and THE)	
HOUSE OF DELEGATES,)	
)	
Intervenor-Defendants.)	

DEFENDANTS' RESPONSE TO THE COURT'S MAY 5, 2017 ORDER

In response to the Court's May 5, 2017 Order (ECF No. 154), and consistent with their role in this litigation,¹ Defendants, the Virginia State Board of Elections, *et al.*, express no position regarding which factual findings and legal conclusions in the Court's memorandum opinion (ECF No. 108) remain in effect on remand, and therefore are not filing a brief in support of any position.

Defendants continue to stand ready to answer any questions the Court may have about the effect that a particular ruling may have on their operations or on the administration of elections.

¹ See Defendants' Statement of Position (ECF No. 147); Defendants' Response to the Parties' Statements of Position and to the Issues Raised in the Court's April 21, 2017 Order (ECF No. 150).

Respectfully submitted,

VIRGINIA STATE BOARD OF ELECTIONS;
JAMES B. ALCORN, in his capacity as Chairman
of the Virginia State Board of Elections; CLARA
BELLE WHEELER, in her capacity as Vice-Chair
of the Virginia State Board of Elections;
SINGLETON B. McALLISTER, in her capacity as
Secretary of the Virginia State Board of Elections;
VIRGINIA DEPARTMENT OF ELECTIONS; and
EDGARDO CORTÉS, in his capacity as
Commissioner of the Virginia Department of
Elections

By: /s/
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Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on May 16, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to the counsel of record for all parties.

By: /s/
Stuart A. Raphael